

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

) 3:73-cv-00128-MMD-WGC

Plaintiff,

WALKER RIVER PAIUTE TRIBE,

Plaintiff-Intervenor,

**[PROPOSED] ORDER  
APPROVING MINERAL  
COUNTY SERVICE PACKAGE**

V.

WALKER RIVER IRRIGATION DISTRICT,  
a corporation, et al.,

Defendants.

MINERAL COUNTY,

Plaintiff-Intervenor,

V.

WALKER RIVER IRRIGATION DISTRICT,  
et al.,

Defendants.

Mineral County is now ready to move forward with its final service efforts in this matter by personally serving those California riparian property owners in the Walker River Basin who have not previously waived personal service. Together, this *Order Approving Mineral County Service Package* and the *Order Relating to Completion of Service and Schedule for Responses to Mineral County's Second Amended Complaint in Intervention*, which the Court is issuing concurrently, govern Mineral County's final service efforts. The Court has reviewed the documents contained in Mineral County's service package and has

determined that they constitute a proper package of materials for purposes of service of process under Federal Rule of Civil Procedure 4.

**THEREFORE, IT IS HEREBY ORDERED** as follows:

1. The service package submitted by Mineral County, consisting of the following materials, is hereby approved for use by Mineral County in its final Rule 4 service efforts pursuant to the Court's *Order Relating to Completion of Service and Schedule for Responses to Mineral County's Second Amended Complaint in Intervention*:

a. *Notice in Lieu of Summons* properly issued by the Clerk of the Court, attached hereto as Attachment A;

b. A copy of the Court's *Order Relating to Completion of Service and Schedule for Responses to Mineral County's Second Amended Complaint in Intervention*, attached hereto as Attachment B.

c. Mineral County's *Second Amended Complaint in Intervention* (Doc. No. 936), attached hereto as Attachment C;

d. Forms for a *Notice of Appearance and Intent to Participate*, as follows:

(i) A form for a *Notice of Appearance and Intent to Participate for Party Represented by Attorney*, attached hereto as Attachment D;

(ii) A form for a *Notice of Appearance and Intent to Participate for Unrepresented Party Consenting to Electronic Service*, attached hereto as Attachment E;

(iii) A form for a *Notice of Appearance and Intent to Participate for Unrepresented Party Declaring Hardship Making Electronic Service Impossible*, attached hereto as Attachment F; and

1 e. A form for a *Disclaimer of Interest in Water Rights and Notice of*  
2 *Related Information and Documentation Supporting Disclaimer*, attached hereto as  
3 Attachment G.

4 2. In addition, the attached *Notice of Lawsuit and Request for Waiver of Personal*  
5 *Service of Notice in Lieu of Summons* and *Waiver of Personal Service of Notice in Lieu of Summons*  
6 documents, are hereby approved for use by Mineral County in potential mailed service efforts  
7 pursuant to the Court's *Order Relating to Completion of Service and Schedule for Responses to*  
8 *Mineral County's Second Amended Complaint in Intervention* and are attached to this Order as  
9 Attachments H and I, respectively.

10 DATED: \_\_\_\_\_, 2021.

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14 UNITED STATES MAGISTRATE JUDGE  
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1 Respectfully submitted this 16th day of July, 2021,

2 /s/ Simeon Herskovits

3 Simeon M. Herskovits, Nevada Bar No. 11155

4 Iris Thornton, *pro hac vice*

5 Advocates for Community and Environment

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7 El Prado, New Mexico 87529

8 Phone: (575) 758-7202

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10 Email: simeon@communityandenvironment.net

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12 /s/ Sean Rowe

13 Sean A. Rowe, Nevada Bar No. 10977

14 Mineral County District Attorney

15 P.O. Box 1210

16 Hawthorne, Nevada 89415

17 Phone: (775) 945-3636

18 Fax: (775) 945-0740

19 Email: srowe@mineralcountynv.org

20 *Attorneys for Mineral County, Plaintiff-*  
21 *Intervenor and Walker Lake Working Group,*  
22 *Defendant*  
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**CERTIFICATE OF SERVICE**

I hereby certify that on this 16th day of July, 2021, I electronically filed the foregoing  
**[PROPOSED] ORDER APPROVING MINERAL COUNTY SERVICE PACKAGE,**  
with the Clerk of the Court using the CM/ECF system, which will send notification of such  
filing to parties of record via their E-Mail addresses. I further certify that on this 16th day of  
July, 2021, I caused a copy of the forgoing to be served on the following non CM/ECF  
participants by U.S. Mail, postage prepaid:

David Parraguirre  
1700 Wendy Way  
Reno, NV 89509

Joe Sceirine  
P.O. Box 1013  
Yerington, NV 89447

Rachel Tholke Trust  
c/o Dawn Cooper, Trustee  
P.O. Box 97  
Coleville, CA 96107

Twelves Family Trust  
c/o Roy Snyder, Trustee  
4164 South Syracuse  
Denver, CO 80237

Deborah Hartline  
P.O. Box 1343  
Quincy, CA 95971

Stanley and Janet Hunewill  
P.O. Box 368  
Bridgeport, CA 93517

Silverado, Inc.  
c/o Scott Shackelton  
4160 Long Knife Road  
Reno, NV 89509

Presto Family Trust Agreement  
Beatrice Presto, et al., Trustees  
1462 Douglas Avenue  
Gardnerville, NV 89410

Margaret & Terry Hawkins  
945 E. Main Street, #168  
Fernley, NV 89801

William Weaver  
Sweetwater Ranch  
2535 State Road 338  
Wellington, NV 89444

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Yerington, NV 89447

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Las Vegas, NV 89110

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Yerington, NV 89447

David and Karen Hardy Family Trust  
P.O. Box 21351  
Carson City, NV 89721

Richard Fulstone  
F.M. Fulstone, Inc.  
R.N. Fulstone Company  
2022 Nevada State Highway No. 208  
P.O. Box 61  
Smith, NV 89430

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Berkeley, CA 94705

Pauline Bradshaw  
P.O. Box 55  
Wellington, NV 89444

Renee Presto  
1792 Solitude Lane  
Gardnerville, NV 89410

Stephan E. & Mary S. Swearngin  
12715 Fieldcreek Lane  
Reno, NV 89511

Leslie Bradshaw  
P.O. Box 55  
Wellington, NV 89444

Eastern Sierra Land Trust  
P.O. Box 755  
Bishop, CA 93515

The John and Shirley Cecil Revocable  
Living Trust dated October 15, 2004  
Shirley Diane Cecil, Trustee  
P.O. Box 654  
Bridgeport, CA 93517

Kristin Koketsu  
2266 Orleans Drive  
Pinole, CA 94564

/s/ Iris Thornton

Iris Thornton